

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

IN RE: SOCIAL MEDIA  
ADOLESCENT  
ADDICTION/PERSONAL INJURY  
PRODUCTS LIABILITY LITIGATION

Case No. 4:22-MD-03047-YGR-PHK

MDL No. 3047

## **STIPULATION REGARDING [PROPOSED] THIRD MODIFIED PROTECTIVE ORDER**

## This Document Relates to:

## ALL SCHOOL DISTRICT ACTIONS

**WHEREAS**, this Court entered the Stipulated Second Modified Protective Order on March 4, 2024. (Dkt. No. 665).

**WHEREAS**, after hearing arguments from both sides at a Discovery Management Conference on September 12, 2024 (“DMC”), the Court ordered that the parties meet and confer to address production of documents and materials under The Family Educational Rights and Privacy Act (FERPA), 20 U.S.C. § 1232g, and its implementing regulations (34 C.F.R. part 99).

**WHEREAS**, the parties met and conferred following the DMC and modified the Stipulated Second Modified Protective Order to include a new “Section 14. Redactions or Designations of Highly Confidential (SII) – Attorneys’ Eyes-Only Material (Educational Records Containing Student Individually Identifiable Information),” and other related modifications to Sections 2.7, 2.18, 2.20, 2.23, 5.1, 5.5, 7.3, 7.5, 7.6, 8.1, and 8.3. A redline copy comparing the parties’ Proposed Stipulated Third Modified Protective Order to the Stipulated Second Modified Protective Order is attached here as **Exhibit A** for the Court’s reference.

11

11

**NOW WHEREFORE, IT IS HEREBY STIPULATED** by and between the parties through their respective attorneys of record that the entry of the proposed Third Modified Protective Order, attached as **Exhibit B**, will assist in facilitating and expediting the production of certain documents and materials in school district cases.

DATED: October 4, 2024      Respectfully submitted,

/s/ Lexi J. Ham

**LEXI J. HAZAM  
LIEFF CABRASER HEIMANN &  
BERNSTEIN, LLP  
275 BATTERY STREET, 29TH FLOOR  
SAN FRANCISCO, CA 94111-3339  
Telephone: 415-956-1000  
lhazam@lchb.com**

**PREVIN WARREN  
MOTLEY RICE LLC**  
401 9th Street NW Suite 630  
Washington DC 20004  
Telephone: 202-386-9610  
[pwarren@motleyrice.com](mailto:pwarren@motleyrice.com)

Co-Lead Counsel

**MICHAEL M. WEINKOWITZ  
LEVIN SEDRAN & BERMAN, LLP  
510 WALNUT STREET  
SUITE 500  
PHILADELPHIA, PA 19106  
Telephone: 215-592-1500  
[mweinkowitz@lfsbalw.com](mailto:mweinkowitz@lfsbalw.com)**

*Plaintiffs' Steering Committee Leadership  
Co-Chair of Plaintiff Local Government Entity Committee*

MELISSA YEATES  
**KESSLER TOPAZ MELTZER & CHECK LLP**  
280 KING OF PRUSSIA ROAD  
RADNOR, PA 19087  
Telephone: 610-667-7706  
myeates@ktmc.com

*Co-Chair of Plaintiff Local Government Entity Committee*

1 COVINGTON & BURLING LLP  
 2

3 /s/ Ashley M. Simonsen  
 4

5 Ashley M. Simonsen, SBN 275203  
 6 COVINGTON & BURLING LLP  
 7 1999 Avenue of the Stars  
 8 Los Angeles, CA 90067  
 9 Telephone: (424) 332-4800  
 10 Facsimile: + 1 (424) 332-4749  
 11 Email: [asimonsen@cov.com](mailto:asimonsen@cov.com)

12 Phyllis A. Jones, *pro hac vice*  
 13 Paul W. Schmidt, *pro hac vice*  
 14 COVINGTON & BURLING LLP  
 15 One City Center  
 16 850 Tenth Street, NW  
 17 Washington, DC 20001-4956  
 18 Telephone: + 1 (202) 662-6000  
 19 Facsimile: + 1 (202) 662-6291  
 20 Email: [pajones@cov.com](mailto:pajones@cov.com)  
 21 Email: [pschmidt@cov.com](mailto:pschmidt@cov.com)

22 *Attorney for Defendants Meta Platforms, Inc.*  
*f/k/a Facebook, Inc.; Facebook Holdings,*  
*LLC; Facebook Operations, LLC; Facebook*  
*Payments, Inc.; Facebook Technologies, LLC;*  
*Instagram, LLC; Siculus, Inc.; and Mark Elliot*  
*Zuckerberg*

23 FAEGRE DRINKER LLP  
 24

25 /s/ Andrea Roberts Pierson  
 26

27 Andrea Roberts Pierson, *pro hac vice*  
 28 FAEGRE DRINKER LLP  
 29 300 N. Meridian Street, Suite 2500  
 30 Indianapolis, IN 46204  
 31 Telephone: + 1 (317) 237-0300  
 32 Facsimile: + 1 (317) 237-1000  
 33 Email: [andrea.pierson@faegredrinker.com](mailto:andrea.pierson@faegredrinker.com)  
 34 Email: [amy.fiterman@faegredrinker.com](mailto:amy.fiterman@faegredrinker.com)

35 Amy R. Fiterman, *pro hac vice*  
 36 FAEGRE DRINKER LLP  
 37 2200 Wells Fargo Center  
 38 90 South Seventh Street

Minneapolis, MN 55402  
Telephone: +1 (612) 766-7768  
Facsimile: +1 (612) 766-1600  
Email: amy.fiterman@faegredrinker.com

Geoffrey Drake, *pro hac vice*  
KING & SPALDING LLP  
1180 Peachtree Street, NE, Suite 1600  
Atlanta, GA 30309  
Tel.: 404-572-4600  
Email: [gdrake@kslaw.com](mailto:gdrake@kslaw.com)  
Email: [dmattern@kslaw.com](mailto:dmattern@kslaw.com)

David Mattern, *pro hac vice*  
KING & SPALDING LLP  
1700 Pennsylvania Avenue, NW, Suite 900  
Washington, D.C. 20006  
Telephone: +1 (202) 626-2946  
Email: [dmattern@kslaw.com](mailto:dmattern@kslaw.com)

*Attorneys for Defendants TikTok Inc. and ByteDance Inc.*

MUNGER, TOLLES & OLSON LLP

/s/ Jonathan H. Blavin

Jonathan H. Blavin, SBN 230269  
MUNGER, TOLLES & OLSON LLP  
560 Mission Street, 27th Floor  
San Francisco, CA 94105-3089  
Telephone: (415) 512-4000  
Facsimile: (415) 512-4077  
Email: [jonathan.blavin@mto.com](mailto:jonathan.blavin@mto.com)  
Rose L. Ehler (SBN 29652)  
Victoria A. Degtyareva (SBN 284199)  
Laura M. Lopez, (SBN 313450)  
Ariel T. Teshuva (SBN 324238)  
MUNGER, TOLLES & OLSON LLP  
350 South Grand Avenue, 50th Floor  
Los Angeles, CA 90071-3426  
Telephone: (213) 683-9100  
Facsimile: (213) 687-3702  
Email: [rose.ehler@mto.com](mailto:rose.ehler@mto.com)  
Email: [victoria.degtyareva@mto.com](mailto:victoria.degtyareva@mto.com)  
Email: [Ariel.Teshuva@mto.com](mailto:Ariel.Teshuva@mto.com)

Lauren A. Bell (*pro hac vice*)  
MUNGER, TOLLES & OLSON LLP

1                   601 Massachusetts Ave., NW St.,  
2                   Suite 500 E  
3                   Washington, D.C. 20001-5369  
4                   Telephone: (202) 220-1100  
5                   Facsimile: (202) 220-2300  
6                   Email: lauren.bell@mto.com

7                   *Attorneys for Defendant Snap Inc.*

8                   John H. Beisner (State Bar No. 81571)  
9                   Nina R. Rose (*pro hac vice*)  
10                  SKADDEN, ARPS, SLATE,  
11                  MEAGHER & FLOM LLP  
12                  1440 New York Avenue, N.W.,  
13                  Washington, DC 20005  
14                  Telephone: (202) 371-7000  
15                  Email: John.Beisner@skadden.com  
16                  Email: nina.rose@skadden.com

17                  Jessica Davidson (*pro hac vice*)  
18                  SKADDEN, ARPS, SLATE,  
19                  MEAGHER & FLOM LLP  
20                  One Manhattan West  
21                  New York, NY 10001  
22                  Telephone: (212) 735-2588  
23                  Email: Jessica.Davidson@skadden.com

24                  Jason David Russell (SBN 169219)  
25                  SKADDEN, ARPS, SLATE,  
26                  MEAGHER & FLOM LLP  
27                  300 South Grand Avenue  
28                  Suite 3400  
29                  Los Angeles, CA 90071-3144  
30                  Telephone: (213) 687-5328  
31                  Email: jason.russell@skadden.com

32                  Laura Bernescu (*pro hac vice*)  
33                  SKADDEN, ARPS, SLATE,  
34                  MEAGHER & FLOM LLP  
35                  320 S. Canal St.  
36                  Ste 47th Floor  
37                  Chicago, IL 60606-5707  
38                  Telephone: (312) 407-0700  
39                  Email: laura.bernescu@skadden.com

40                  Catherine Mullaley (*pro hac vice*)  
41                  SKADDEN, ARPS, SLATE,  
42                  MEAGHER & FLOM LLP

1                   500 Boylston Street  
 2                   Boston, MA 02116  
 3                   Telephone: (617) 573-4851  
 4                   Email: catherine.mullaley@skadden.com

5  
 6                   WILSON SONSINI GOODRICH & ROSATI  
 7                   Professional Corporation

8                   /s/ Brian M. Willen  
 9  
 10

11                  Brian M. Willen (*pro hac vice*)  
 12                  WILSON SONSINI GOODRICH & ROSATI  
 13                  1301 Avenue of the Americas, 40th Floor  
 14                  New York, New York 10019  
 15                  Telephone: (212) 999-5800  
 16                  Facsimile: (212) 999-5899  
 17                  Email: bwillen@wsgr.com

18                  Lauren Gallo White (SBN 309075)  
 19                  Samantha A. Machock (SBN 298852)  
 20                  WILSON SONSINI GOODRICH & ROSATI  
 21                  One Market Plaza, Spear Tower, Suite 3300  
 22                  San Francisco, CA 94105  
 23                  Telephone: (415) 947-2000  
 24                  Facsimile: (415) 947-2099  
 25                  Email: lwhite@wsgr.com  
 26                  Email: smachock@wsgr.com

27                  Christopher Chiou (SBN 233587)  
 28                  Matthew K. Donohue (SBN 302144)  
 29                  WILSON SONSINI GOODRICH & ROSATI  
 30                  953 East Third Street, Suite 100  
 31                  Los Angeles, CA 90013  
 32                  Telephone: (323) 210-2900  
 33                  Facsimile: (866) 974-7329  
 34                  Email: cchiou@wsgr.com  
 35                  Email: mdonohue@wsgr.com

36                  *Attorneys for Defendants YouTube, LLC and Google LLC*

37                  WILLIAMS & CONNOLLY LLP

38                  /s/ Joseph G. Petrosinelli  
 39

40                  Joseph G. Petrosinelli (*pro hac vice*)  
 41                  jpetrosinelli@wc.com  
 42                  Ashley W. Hardin (*pro hac vice*)  
 43                  ahardin@wc.com

1 J. Andrew Keyes (*pro hac vice*)  
2 akeyes@wc.com  
3 Annie Showalter (*pro hac vice*)  
4 ashowalter@wc.com  
5 Chaloea Williams (*pro hac vice*)  
6 cwilliams@wc.com  
680 Maine Avenue, SW  
7 Washington, DC 20024  
Telephone.: 202-434-5000  
Fax: 202-434-5029

7 *Attorneys for Defendants YouTube, LLC and Google LLC*

8 MORGAN, LEWIS & BOCKIUS LLP

9 /s/ Yardena R. Zwang-Weissman

10  
11 Yardena R. Zwang-Weissman (SBN 247111)  
12 300 South Grand Avenue, 22nd Floor  
13 Los Angeles, CA 90071-3132  
Tel.: 213.612.7238  
Email: [yardena.zwang-weissman@morganlewis.com](mailto:yardena.zwang-weissman@morganlewis.com)

14 Brian Ercole (*pro hac vice*)  
15 600 Brickell Avenue, Suite 1600  
16 Miami, FL 33131-3075  
Tel.: 305.415.3416  
Email: [brian.ercole@morganlewis.com](mailto:brian.ercole@morganlewis.com)

17  
18 Stephanie Schuster (*pro hac vice*)  
19 1111 Pennsylvania Avenue NW  
NW Washington, DC 20004-2541  
Tel.: 202.373.6595  
Email: [stephanie.schuster@morganlewis.com](mailto:stephanie.schuster@morganlewis.com)

20  
21 *Attorneys for Defendants YouTube, LLC and Google LLC*

22  
23  
24  
25  
26  
27  
28

## ATTESTATION

I, Geoffrey M. Drake, hereby attest, pursuant to N.D. Cal. Civil L.R. 5-1, that the concurrence to the filing of this document has been obtained from each signatory hereto.

Dated: October 4, 2024

By: /s/ Geoffrey M. Drake  
Geoffrey M. Drake